

REMARKS

The Official Action noted that the original patent, or a statement as to loss or inaccessibility of the original patent must be received before the reissue application can be allowed. Attached is a Statement as to Loss or Inaccessibility, which has been signed applicants' attorney. This statement explains that the original patent is lost or is otherwise inaccessible, and cannot therefore be surrendered. It is respectfully submitted that this statement is in accordance with 37 CFR § 1.178, and is therefore sufficient to satisfy the requirements of this rule.

The Official Action noted that, under 37 CFR § 1.175(b)(1), a Supplemental Reissue Oath/Declaration must be received before the reissue application can be allowed. Claims 1-56, 111-112, and 119-125 were therefore rejected as being based upon a defective reissue declaration under 35 USC § 251.

Submitted herewith is a Supplemental Reissue Declaration, which contains the proposed language noted in the Official Action, and is in compliance with 37 CFR § 1.175(b)(1). The declaration states that every error in the patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on the part of the applicant.

It is therefore respectfully submitted that this reissue declaration is sufficient to place the application in condition for allowance.

It is noted that claims 1-56, 111-113, and 119-125 were allowed. It is therefore respectfully submitted that the enclosed statement, and the supplemental reissue declaration, are sufficient to place this application in condition for allowance and issue.

In the event there are any fees due with respect to the filing of this paper, please charge Counsel's Deposit Account 50-2222.

Respectfully submitted,



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Enclosures: Supplemental Reissue Declaration
Statement as to Loss or Inaccessibility of Original Letters Patent